

MESSAGE NO: 1175304

MESSAGE DATE: 06/24/2011

MESSAGE STATUS: Active

CATEGORY: Countervailing

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: OUTSCO-Out of Scope

FR CITE:

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-570-942

EFFECTIVE DATE: 01/07/2009

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED:

TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: COUNTERVAILING DUTY SCOPE RULING ON CERTAIN KITCHEN APPLIANCE
SHELVING AND RACKS FROM THE PEOPLE'S REPUBLIC OF CHINA (C-570-942)

NOTE: NOTICE OF LIFTING OF SUSPENSION OCCURRED ON THE MESSAGE DATE
LISTED IN THESE INSTRUCTIONS. SEE PARAGRAPH 5 BELOW.

1. COMMERCE RECEIVED A SCOPE RULING REQUEST FROM OLSON WIRE PRODUCTS
CO., INC. COMMERCE ISSUED A FINAL SCOPE RULING ON 06/08/2011, THAT THE
FOLLOWING THREE PRODUCTS ARE NOT WITHIN THE SCOPE OF THE COUNTERVAILING
DUTY ORDER COVERING CERTAIN KITCHEN APPLIANCE SHELVING AND RACKS FROM
THE PEOPLE'S REPUBLIC OF CHINA (C-570-942):

COMMERCIAL LH RACK SUPPORT, DIMENSIONS 18.644" X 19.989" X 1.125"

COMMERCIAL RH RACK SUPPORT, DIMENSIONS 18.3125" X 19.989" X 1.125"

COMMERCIAL SUPPORT ROD, DIMENSIONS 18.3125" X 1.75" X 1.75"

2. COMMERCE DETERMINED THAT THE THREE PRODUCTS NOTED IN PARAGRAPH #1
ARE NOT WITHIN THE RANGE OF DIMENSIONS SPECIFIED BY THE SCOPE OF THE
ORDER. THEREFORE, THE THREE PRODUCTS NOTED IN PARAGRAPH 1 ARE NOT
WITHIN THE SCOPE OF THE COUNTERVAILING DUTY ORDER COVERING CERTAIN
KITCHEN APPLIANCE SHELVING AND RACKS FROM THE PEOPLE'S REPUBLIC OF CHINA.

3. EFFECTIVE 01/07/2009, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED
ENTRIES ENTERED, OR WITHDRAWN FROM WAREHOUSE OF THE THREE PRODUCTS
LISTED ABOVE.

4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING
TO THE THREE PRODUCTS LISTED ABOVE.

5. THESE INSTRUCTIONS CONSTITUTE NOTICE OF THE LIFTING OF SUSPENSION OF
LIQUIDATION OF ENTRIES OF THE THREE PRODUCTS LISTED ABOVE ENTERED, OR
WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 01/07/2009.

6. THE ASSESSMENT OF COUNTERVAILING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED COUNTERVAILING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

7. FOR ALL OTHER SHIPMENTS OF CERTAIN KITCHEN APPLIANCE SHELVING AND RACKS FROM THE PEOPLE'S REPUBLIC OF CHINA NOT COVERED BY PARAGRAPH #2 ABOVE, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED COUNTERVAILING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY 09:KJA).

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

MICHAEL B. WALSH

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party